

FEB 02 2007

Attorney's Docket No.: 18879-014US1

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Number of pages including this page 9

Applicant : Morten Mernoe
Serial No. : 10/591,190
Filed : August 31, 2006

Art Unit : 3763
Examiner :

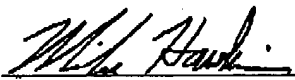
Title : An Actuator

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

A REQUEST TO CORRECT FILING DATE dated February 2, 2007 is attached.

Respectfully submitted,

Date: February 2, 2007


Michael T. Hawkins
Reg. No. 57,867

Fish & Richardson P.C.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Fax: (612) 288-9696

60408178.doc

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FEB 02 2007

Attorney's Docket No.: 18879-014US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Morten Mernoe
Serial No. : 10/591,190
Filed : August 31, 2006
Title : AN ACTUATOR

Art Unit : 3763
Examiner : Unknown
Conf. No. : 7387

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO CORRECT FILING DATE

Applicant requests that the filing date of the above application be corrected from August 30, 2006 to August 31, 2006.

Enclosed is a copy of the return postcard, stamped August 30, 2006 by the PTO. This date is in error. The correct filing date should be August 31, 2006, as shown by the enclosed copies of:

1. The application cover sheet bearing a signed certificate under 37 CFR §1.10, including the Express Mail receipt number EV 831645665 US, and a date of deposit of August 31, 2006;
2. The Express Mail receipt number EV 831645665 US, postmarked August 31, 2006; and
3. The Declaration of Vince Defante, who delivered the application to the U.S. Post Office on August 31, 2006.

Please apply any charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

Feb. 2, 2007
Date of Transmission

L.R. Smith
Signature

L.L. Smith
Typed or Printed Name of Person Signing Certificate

Applicant : Morten Mernoe
Serial No. : 10/591,190
Filed : August 31, 2006
Page : 2 of 2

Attorney's Docket No.: 18879-014US1

Respectfully submitted,

Date: _____

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Reg. No. 57,867

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60 South Sixth Street
Suite 3300
Minneapolis, MN 55402
Telephone: (612) 335-5070
Facsimile: (612) 288-9696

60408171.doc

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Attorney's Docket No. 18879-014US1		Express Mail Label No. EV 831645665 US	Mailing Date August 31, 2006	For PTO Use Only Do Not Mark in This Area
Application No. New Application		Filing Date August 31, 2006	Attorney/Secretary Init MTH/sts	
Title of the Invention AN ACTUATOR				
Applicant Mortien Mernoe				
Enclosures • Transmittal Letter (2 pages) • Assignment (3 pages) • Deposit Account Order Form (in duplicate) • Check in the amount of \$965.00 • Combined Declaration and Power of Attorney (2 pages) • Preliminary Amendment (11 pages)				
				20/591190
				IAP6 Rec'd PCT/PTO 30 AUG 2006

FEB 02 2007

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 18879-014US1
		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)
INTERNATIONAL APPLICATION NO. PCT/DK2006/000195	INTERNATIONAL FILING DATE April 6, 2006	PRIORITY DATE CLAIMED April 6, 2005
TITLE OF INVENTION An Actuator		
APPLICANT(S) FOR DO/EO/US Morten Mernoe		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 C.F.R. 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 C.F.R. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

CERTIFICATE OF MAILING BY EXPRESS MAIL
 Express Mail Label No. EV 831645665 US
 Date of Deposit: August 31, 2006

FEB 02 2007

U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)		INTERNATIONAL APPLICATION NO. PCT/DK2006/000195		ATTORNEY'S DOCKET NUMBER 18879-014US1	
The following fees have been submitted				CALCULATIONS PTO USE ONLY	
21. <input checked="" type="checkbox"/>	Basic national fee (37 CFR 1.492(a)).....\$300			\$300.00	
22. <input checked="" type="checkbox"/>	Examination fee (37 CFR 1.492(e)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPBA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 All other situations.....\$200			\$200.00	
23. <input checked="" type="checkbox"/>	Search fee If the written opinion of the ISA/US or the international preliminary examination report prepared by IPBA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....\$400 All other situations.....\$500			\$400.00	
Total of 21, 22 and 23 =				\$900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
-100 =	/50 =		X \$250	\$0.00	
Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 C.F.R. 1.492(h)).				\$0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	35 - 20 =	15	x \$50	\$750.00	
Independent Claims	4 - 3 =	1	x \$200	\$200.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$1,850.00	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 C.F.R. 1.27. Fees above are reduced by 1/2.				\$925.00	
SUBTOTAL =				\$925.00	
Processing fee of \$130 for furnishing the English Translation later than 30 months from the earliest claimed priority date (37 C.F.R. 1.492(i))				\$0.00	
TOTAL NATIONAL FEE =				\$925.00	
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property				\$40.00	
TOTAL FEES ENCLOSED =				\$965.00	
				Amount to be refunded:	\$0.00
				Amount to be charged:	\$0.00
a. <input checked="" type="checkbox"/> A check in the amount of \$965.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 06-1050 in the amount of \$0.00 to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1050. A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 C.F.R. 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
PTO Customer No:		26191			
		SIGNATURE			
		Michael T. Hawkins			
		NAME			
		57,867			
		REGISTRATION NUMBER			

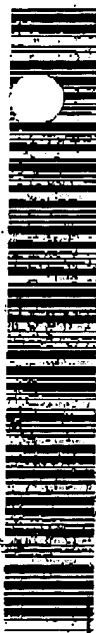
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PO ZIP Code 55402	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Day	Postage \$ 14.40		Delivery Attempt Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature	
Date Accepted 8/31/06	Scheduled Date of Delivery Month Day August 31	Return Receipt Fee \$		Mo. Day			
Time Accepted Mo. Day Year August 31 2006	Scheduled Time of Delivery Month Day August 31	COD Fee \$	Insurance Fee \$	Delivery Attempt Time	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature	
Flat Rate <input checked="" type="checkbox"/> or Weight <input type="checkbox"/>	<input checked="" type="checkbox"/> Non-Military <input type="checkbox"/> Military	Postage & Fees \$ 14.40		Mo. Day			
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FROM: (PLEASE PRINT) FISH & RICHARDSON 60 S 6TH ST STE 3300 MINNEAPOLIS MN 55402-5031				TO: (PLEASE PRINT) MAIL STOP PCT COMMISSIONER FOR PATENTS PO BOX 14500 ALEXANDRIA VA 22313-1450			
18879-014US1				MINNEAPOLIS MN LOOP STATION AUG 31 2006			

FOR PICKUP OR TRACKING: Visit www.usps.com or Call 1-800-222-1811

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Product Description	Sales Receipt Sale Unit Qty Price	Final Price
ALEXANDRIA VA 22313 EM		\$14.40
PO-Add Flat Rate		
3.10 oz.		
Label #:	EV831646238US	
Next Day Noon / Normal		
Delivery		
Customer Postage		-\$14.40
Subtotal:		\$0.00
ALEXANDRIA VA 22313 EM		\$14.40
PO-Add Flat Rate		
5.00 oz.		
Label #:	EV831645665US	
Next Day Noon / Normal		
Delivery		
Customer Postage		-\$14.40
Subtotal:		\$0.00
ALEXANDRIA VA 22313 EM		\$14.40
PO-Add Flat Rate		
7.70 oz.		
Label #:	EV467328902US	
Next Day Noon / Normal		
Delivery		
Customer Postage		-\$14.40
Subtotal:		\$0.00
Total:		\$0.00

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Thank you for your business.
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PATENT
Attorney's Docket No.: 18879-014US1

IN THE UNITED STATES RECEIVING OFFICE

Applicant: Morten Memoe
Serial No.: New Application
Filed: August 31, 2006
For: AN ACTUATOR

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EV831645665US

DECLARATION OF MAILING BY "EXPRESS MAIL"

Vince Defante declares as follows:

1. I reside at:
5635 Xerxes Avenue South, Apt. 312
Minneapolis, MN 55410

and am a contract worker of:
Fish & Richardson P.C.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402

2. On August 31, 2006, I deposited in the mail, "Express Mail Post Office to Addressee" service of the United States Postal Service, the contents of the envelope for which "Express Mail" receipt No. EV 831645665 US was issued addressed to MAIL STOP PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

3. Attached hereto is a true copy of the "Express Mail" receipt No. EV 831645665 US.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-identified application or any patents issued thereon.

Date: August 31, 2006

